

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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MARVIN CUMMINGS,

Plaintiff,

v.

MATTHEW MARSKE,

Defendant.

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ORDER

Case No. 20-cv-991-jdp

Plaintiff Marvin Cummings has filed a proposed civil complaint and requested leave to proceed without prepaying the filing fee. To evaluate plaintiff's request to proceed without prepayment of the filing fee, I must review a certified copy of plaintiff's inmate trust fund account statement (or institutional equivalent) for the six-month period immediately preceding the filing of the complaint. 28 U.S.C. § 1915(a)(2).

For this case to proceed, plaintiff must submit the certified trust fund account statement no later than November 18, 2020. If I find that plaintiff is indigent, I will calculate an initial partial payment amount that must be paid before the court can screen the merits of the complaint under 28 U.S.C. § 1915(e)(2). Thereafter, plaintiff will be required to pay the balance of the filing fee in installments.

ORDER

IT IS ORDERED that plaintiff Marvin Cummings may have until November 18, 2020 to submit a trust fund account statement for the period beginning approximately April 28, 2020 and ending approximately October 28, 2020. If, by November 18, 2020, plaintiff fails

to respond to this order, I will assume that plaintiff wishes to withdraw this action voluntarily.  
In that event, the case will be closed without prejudice to plaintiff filing the case at a later date.

Entered this 28th day of October, 2020.

BY THE COURT:

/s/  
PETER OPPENEER  
Magistrate Judge